



1 Central District of California Local Rule 7-9 requires an  
2 opposing party to file an opposition to any motion at least twenty-  
3 one (21) days prior to the date designated for hearing the motion.  
4 C.D. CAL. L.R. 7-9. Additionally, Local Rule 7-12 provides that  
5 "[t]he failure to file any required document, or the failure to  
6 file it within the deadline, may be deemed consent to the granting  
7 or denial of the motion." C.D. CAL. L.R. 7-12.

8 The hearing on Plaintiff's motions was set for December 16,  
9 2013. Plaintiff's oppositions were therefore due by November 25,  
10 2013. As of the date of this Order, Defendant has not filed an  
11 opposition or any other filing that could be construed as a request  
12 for a continuance. Accordingly, the court deems Defendant's  
13 failure to oppose as consent to granting the motion to remand,  
14 GRANTS the motion, and REMANDS this matter to the Los Angeles  
15 County Superior Court.

16 With respect to sanctions, the court notes that this is the  
17 second time Defendant has removed this case to this court. This is  
18 the first time, however, that Defendant has invoked federal  
19 question jurisdiction. It does not appear to the court that  
20 Plaintiffs' Complaint raises any question of federal law, nor has  
21 Defendant disputed Plaintiff's assertion that this case should be  
22 remanded. In light of Defendant's pro se status, Plaintiff's  
23 Motion for Sanctions is DENIED. The court cautions, however, that  
24 any further attempts to remove this case may result in sanctions  
25 equal to or greater than those currently sought by Plaintiff.

26 IT IS SO ORDERED.

27 Dated: December 11, 2013

  
DEAN D. PREGERSON  
United States District Judge